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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

COPY FOR YOUR
INFORMATION

LEOPOLD CARDENAS,
Plaintiff,

v.

C/O MARTS, *et al.*,
Defendants.

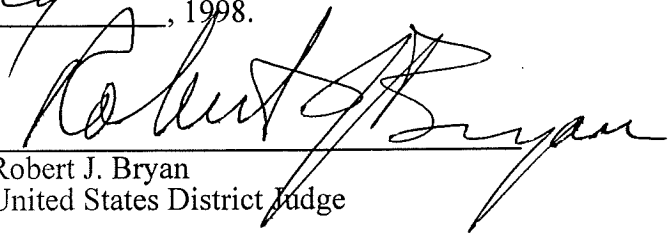
Case No. C95-5767RJB

ORDER DISMISSING
FRIVOLOUS COMPLAINT
PURSUANT TO 28 U.S.C. §
1915

The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objection to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's remaining cause of action against C/O marts is DISMISSED as frivolous pursuant to 28 U.S.C. § 1915(e);
- (3) The Clerk is directed to terminate this action pursuant to 28 U.S.C. § 1915(e) and to count this as a dismissal under 28 U.S.C. § 1915(g);
- (4) The Clerk is further directed to send copies of this Order to plaintiff and to the Hon. J. Kelley Arnold.

DATED this 5 day of Aug, 1998.


Robert J. Bryan
United States District Judge